GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

PR&RD Department – Sri Ch.Lakshmipathi Sarma, retired Panchayaty Secretary (Executive Officer Grade.II) Katravulapalli Gram Panchayat, Jaggampeta Mandal, East Godavari District- O.A. filed in the APAT – Set aside the orders of the Collector (PW), East Godavari District by the Hon'ble APAT- Suspension period treated as Not on Duty–Orders – Issued.

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.III) DEPARTMENT.

G.O.RT.No. 87 Dated: 30-01-2016

Read :-

From the CPR&RE letter No.1827/CPR&RE/B1/2013, dt. 23.08.2014.

O R D E R :-

In the reference read above, the Commissioner of Panchayat Raj and Rural Employment, Hyderabad has informed that Sri Ch.Lakshmipathi Sarma while working as Panchayat Secretary Kothapalli Gram Panchayat of Gokavaram Mandal committed certain irregularities in official duties in connection with Assembly Elections, 2004 and he was placed under suspension on 17.05.2004 and Hon'ble APAT in O.A.No.426/2005 in its orders 10.03.2005, granted stay on his suspension and directed to prefer an appeal before the CPR&RE and he heard the appeal and appointed Project Director ITDA as Inquiry Officer to inquire into the charges leveled against Ch.Lakshmipathi Sarma, Panchayat Secretary and later he was reinstated into service pending enquiry. Accordingly, the Inquiry Officer has submitted his enquiry report and after verification the Enquiry Report, the Collector (PW) East Godavari finalized the disciplinary proceedings by awarding **"Censure**" as a measure of punishment and the period of suspension was treated as leave as eligible vide proc. dated 19.08.2010. On the said orders the individual approached A.P.A.T. and the APAT in their order dated 31.01.2013 set aside the orders issued by the Collector East Godavari. As per rule 3 of APPR State and Subordinate Service rules the appointment and disciplinary authority for the post of Panchayat Secretary Grade.II is the Commissioner of Panchayat Raj and the Collector was ordered without competency and the individual was retired from service on **31.05.2010.**

2. The CPR&RE, Hyd. has further submitted the proposals for taking necessary action in the matter.

3. Government after careful examination of the matter has observed that the delinquencies said to have been committed by the individual and retired from service on attaining the age of superannuation on 31.05.2010 and no action can be taken against him under Rule 9(2) (b) of A.P. Revised Pension Rules, 1980.

//P.T.O.//

4. Government hereby decided that the suspension period from 17.05.2004 to 28.04.2006 shall be treated as "**Not on Duty**" since the allegation of misuse of electoral roll is substantiated in the enquiry. Accordingly the suspension period is hereby treated as "**not on duty"** and the not on duty period is regularized as eligible leave and EOL., after exhaustion eligible leave due in accordance with G.O.Ms.No.307, Finance (FR.II) Department, dated 03.12.2012.

5. The Commissioner of Panchayat Raj and Rural Development, A.P. Hyderabad/the District Panchayat Officer, East Godavari District shall take necessary action in the matter.

6. The Service Register of the individual along with file bearing C.No.1827/CPR&RE/B1/2013 containing pages 1-4 nf and 1-69 cf and DPO., East Godavari District file bearing C.No.3231/2004-A3 containing pages 1-129 are sent herewith to the CPR&RD., and he is requested to ack. the same.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

DR.K.S. JAWAHAR REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
The Commissioner of Panchayat Raj and Rural Development, A.P. Hyderabad. (w.e.)
The District Panchayat Officer, East Godavari District.
Copy to :
The OSD to Hon'ble Min.(PR&RWS)
The P.S. to Prl.Secy., to Govt.
Stock File/Spare Copy.

//FORWARDED BY ORDER//

SECTION OFFICER.